IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

WP(C).No. 16452 of 2007(H)

PETITIONER:

THOMAS, S/O. GEORGE AGED 40 YEARS, SRAMBICKAL HOUSE, MAYAPPARA KARA, AKAMALAVARAM, AANAKKALLU P.O., MALAMPUZHA VILLAGE, PALAKKAD DIST.

BY ADV. SRI.T.V.GEORGE
SMT.LINDA GEORGE
SRI.K.N.BALACHANDRA KAIMAL

RESPONDENTS:

---

1. STATE OF KERALA REPRESENTED BY THE REVENUE SECRETARY, GOVT SECRETARIAT, TRIVANDRUM.

2. DISTRICT COLELCTOR, CIVIL LINES, PALAKKAD.

3. TAHSILDAR, TALUK OFFICE, PALAKKAD.

4. VILLAGE OFFICER, VILLAGE OFFICE, MALAMPUZHA – 1, PALAKKAD.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO.16452 OF 2007

DATED THIS THE 30th DAY OF MAY, 2007

JUDGMENT

The petitioner challenges Ext.P5 communication whereby he has been directed to vacate the properties covered by the same within three days. The petitioner has an effective alternate remedy by way of filing an appeal under the Land Conservancy Act in which he can produce all the documents in support of his case and also move a stay petition.

2. Accordingly, if the petitioner files an appeal and moves a stay petition within two weeks, the Appellate Authority shall consider the same in accordance with law and pass expeditious orders. To enable the petitioner to do so, I direct that further proceedings pursuant to Ext.P5 shall be kept in abeyance for a period of two weeks.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd